

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.**

Date of first receipt and filing in State Engineer's office NOV 20 1947  
 Returned to applicant for correction  
 Corrected application filed

The undersigned Allison Smith (Name of applicant)  
 of Gabbs, County of Nye  
 State of Nevada hereby makes application for permission to change the manner and place of use of a portion of water heretofore appropriated under permit No. 10822 (State nature of right that is the basis of this application, i.e., vested, decreed or permitted right.)

1. The source of water supply is Underground
2. The quantity of water desired to be changed 0.0125 (Acre-feet, second feet)
3. The water is to be used for stockwatering and domestic purposes
4. The water heretofore used for quasi-municipal and domestic
5. Place of use under existing appropriation W $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  and S $\frac{1}{2}$  SW $\frac{1}{4}$  (Under irrigation give number acres  
 Section 27; E $\frac{1}{2}$  NE $\frac{1}{4}$  SE $\frac{1}{4}$  and SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 28, T. 12 N., R. 36 E.,  
 and description in respect to Government Land Survey; under any other use give location as being within a 40-acre  
 M.D.B.&M. subdivision.)
6. Proposed place of use under this application SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 28, (Under irrigation give number  
 T. 12 N., R. 36 E., M.D.B.&M.  
 for acres and description in respect to Government Land Survey; under any other use give location as being within a  
 40-acre subdivision.)
7. The water is to be diverted from its source at the following point:  
 SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 28, T. 12 N., R. 36 E., M.D.B.&M., or at a point  
 from which the SE corner of said Section 28 bears S. 56°36'E., 1,330 ft  
 (Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
8. The existing point of diversion under the former appropriation is as follows: Same as No. 7  
(If point of diversion is not changed do not answer.)
9. Number and kind of animals proposed to be watered 400 cattle
10. Use will begin about Jan. 1 and end about Dec. 31 of each year.  
(Month) (Month)
11. The water has been used heretofore during the months of Jan. 1st  
 to December 31st of each year
12. Remarks

13. Description of proposed works Water to be pumped from well  
to troughs.

14. Estimated cost of works about \$5 000.00

15. Estimated time required to construct the works is two years

Map filed Oct 24 1942 under 10822      Allison Smith      Applicant

Entered AT 54      By Lindsay Smith

Protested Dec. 29, 1947 by W. W. Whitaker.

Protested Jan. 2, 1948 by A. D. Drumm, Jr.

**DENIAL      OF STATE ENGINEER**

This is to certify that I have examined the foregoing application and do hereby deny the same on the grounds that the granting thereof would contravene the provisions of Section 2 of the 1925 Stockwatering Act and would be detrimental to existing range rights.

WITNESS BY HAND AND SEAL this 11th day of July, 1949.

*Alfred Merritt Smith*  
STATE ENGINEER